

January 12, 2015 – REGULAR MEETING

The Regular Meeting of the Town of Dickinson Town Board was called to order with the pledge of allegiance by Supervisor Michael A. Marinaccio at 6:00 PM on Monday, January 12, 2015 in the Town Hall, 531 Old Front St., Binghamton, NY.

The members of the Town Board present were:

**Michael A. Marinaccio, Supervisor
Danny F. Morabito, Councilman
Thomas J. Burns, Councilman
Sharon M. Exley, Councilwoman
Stephen M. Gardner, Councilman**

Also attending:

**Oliver N. Blaise III, Esq., Town Attorney
Wanda R. Broczkowski, Town Clerk**

**CHAIR
SUPERVISOR'S REPORT**

Mr. Marinaccio gave his report for the month of January. His report will be placed on file. Here are some highlights:

- Mr. Marinaccio attended the press conference for the 2015 Color Run event which will once again be held at SUNY-Broome. Planning meetings will begin Tuesday, January 13th at SUNY-Brome
- We need to schedule a date, time and place for the **Disaster Preparedness Information** meeting. Supervisor Marinaccio is thinking sometime in late February or early March and to hold the first meeting here in our town hall.
- Supervisor Marinaccio was informed that the Annual Oath of Office for the **Prospect Terrace Fire Company** will take place on Saturday, February 7, around 6 pm. Please let him know if you plan on attending.
- Mr. Marinaccio has been receiving some calls from various contractors regarding the new hotel being built. He has given them information as to who to contact. They are interested in supplying various services and materials.
- A letter was received from Sheriff Harder informing us of the updated **CPI** for our agreement with the Safety Complex which is increased to 2.644%. The new per diem will now be \$8.18. The new annual payment to the town will be \$40,854.00.
- Supervisor Marinaccio received a copy of a letter from **BOCES** indicating that they will be undertaking a 2015 Capital Improvement Project at the center on Glenwood Rd. The scope of the project does not affect existing entrances and exits located to adjacent streets, nor does it affect existing storm drainage for the site.

SUPERVISOR'S REPORT

- A letter was received from a town resident, Paul Solian who lives at 13 N. Broad complimenting our road crews on the excellent job they are doing on town roads during snow storms and especially during all hours of the night.
- The next **Association of Towns and Villages** meeting will be on January 22, 6PM at "My Uncle's Place," located along the Arterial Highway in Fenton, near the Nelson Ellis Furniture Store.
- Supervisor Marinaccio is in receipt of the Town Clerk's Monthly Finance Report.
- Mr. Marinaccio is in receipt of the Code Enforcement Annual report that Steve Rafferty generates.

- **Code violations:**
 - 14 Code violations were issued which included garbage and debris on property, building construction without permits, harboring chickens, Burt Adams disposal regarding noise complaints of their hours of operation outside of the Town Noise Law.

- **Dog Control Officer's report:**

Supervisor Marinaccio is in receipt of the monthly report.
- **NYSEG** warning letters - None received

PROSPECT TERRACE FIRE COMPANY PRESIDENT NAMED

Supervisor Marinaccio received a letter of resignation from John Kolly a member of the **Planning Board**. Mr. Kolly was elected as President of the **PTFC** and will resign as of January 21st, 2015. Congratulations to John on his new post.

PUBLIC COMMENTS

Supervisor Marinaccio opened up the meeting for public comments.

Councilwoman Exley wondered about the **BOCES** expansion and do we know what it's all about. There is no word on this.

Resident Leonard Gee wanted to bring to our attention what's been going on for six months with Gary Bakay's property at 20 N. Ely Street regarding a shed in disrepair that needs to be demolished. After a lengthy discussion it was explained by Mr. Rafferty and Mr. Blaise that there determined is still an open by code violation that is in progress in Town Court.

APPROVAL OF MINUTES

On a motion by Councilman Gardner seconded by Councilman Morabito to approve the Work Session December 1, 2014 and Regular Meeting Minutes of December 8, 2014. All in favor. Vote -5 Ayes, Nays-0.

ABSTRACTS for approval

On Motion from Councilman Morabito, seconded by Councilman Burns to approve both abstracts. Vote Ayes – 5, Nays – 0.

- Supervisor Marinaccio voting Aye
- Councilman Morabito voting Aye
- Councilman Burns voting Aye
- Councilwoman Exley Aye
- Councilman Gardner Aye

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$:

Voucher #13 for 2014 year end pre-paid in the amount of \$276,346.11:

| | |
|---|----------------------------|
| <u>General Fund</u> | <u>\$60,828.81</u> |
| <u>Part Town</u> | <u>\$ 0.00</u> |
| <u>Highway</u> | <u>\$12,744.64</u> |
| <u>Fire districts</u> | <u>\$0.00</u> |
| <u>Light Districts</u> | <u>\$4,069.48</u> |
| <u>Refuse & Garbage</u> | <u>\$7,862.42</u> |
| <u>Sewer Operating Dist.</u> | <u>\$126,497.49</u> |
| <u>Water Operating Dist.</u> | <u>\$64,343.27</u> |
| <u>Water Debt-Water Line/Replace/Repairs</u> | <u>\$00.00</u> |

Voucher #1 for 1/12/2015 in the amount of \$204,600.38:

| | |
|---|---------------------------|
| <u>General Fund</u> | <u>\$82,171.71</u> |
| <u>Part Town</u> | <u>\$ 650.00</u> |
| <u>Highway</u> | <u>\$17,631.82</u> |
| <u>Fire districts</u> | <u>\$97,898.00</u> |
| <u>Light Districts</u> | <u>\$1,614.02</u> |
| <u>Refuse & Garbage</u> | <u>\$0.00</u> |
| <u>Sewer Operating Dist.</u> | <u>\$2,040.26</u> |
| <u>Water Operating Dist.</u> | <u>\$2,594.57</u> |
| <u>Water Debt-Water Line/Replace/Repairs</u> | <u>\$00.00</u> |

ATTORNEY

RESOLUTION 2015-1

2015 ORGANIZATIONAL RESOLUTION

The following Resolution was offered by Councilwoman Exley, who moved its adoption, seconded by Councilman Gardner.

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows: **2015 Organizational Resolution.**

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes – 5, Nays – 0.

Supervisor Marinaccio voting Aye
Councilman Morabito voting Aye
Councilman Burns voting Aye
Councilwoman Exley Aye
Councilman Gardner Aye

All in favor. Resolution attached.

STATUS OF TOWN OF CHENANGO REGARDING ANNEXATION OF 932 UPPER FRONT STREET TO TOWN OF CHENANGO

Attorney Blaise spoke to Lothar Schlesiger today regarding their concern about the cost of the \$850 survey and hoping that the **Town of Chenango** would consider covering a portion of the cost. Mr. Blaise assured him it would be to their benefit, regardless of the payment arrangements with Chenango, to pay for the survey in order to get the property sold. The survey is under way. In the interim they have not heard further from **Visions Credit Union** the original buyer of interest and are considering listing it with a real estate broker.

TRANSFER OF MARION STREET TO MR. & MRS. KATUSHA

Attorney Blaise stated that there was a snafu with the tax map numbers regarding the transfer to the Katushas. The Town will need to run another **Permissive Referendum** notice, which will reset the period for transferring the parcel. We are waiting on a revised description survey to prepare the revised permissive referendum.

NOISE ORDINANCE VIOLATIONS FOR GARBAGE PICK-UP

Attorney Blaise reported there were no further reports or violations of garbage trucks operating outside the Local Law hours of our Code.

FAIRFIELD INN SALE

Attorney Blaise reported a letter was received by the Town Clerk and Code Enforcer Rafferty regarding the **Fairfield Inn** on Upper Front Street which is to be sold. The letter stated the new purchaser is requesting us signing off on sharing the maintenance expenses for maintaining the road on the backside of the property. Mr. Blaise stated once we sold the lot and we are not the owners since the property was sold to Newman Development when they made way for the **Applebee's Restaurant**. Mr. Blaise will write back to their attorney that we are not involved.

CHAIR

2014 ANNUAL REPORT

Supervisor Marinaccio stated all the staff and departments work hard and have done a good job.

COMMITTEE REPORTS:

PUBLIC WORKS – WATER & HIGHWAY DEPARTMENT

1. Joel Kie, Public Works Commissioner reported a water break on Sunday on Hickory Street in Chenango Shores.
2. The **Town of Chenango** turned our water off today due to maintenance issues with their system.
3. Public Works Commissioner is awaiting the CMOM smoke testing reports and paperwork.

PLANNING & ZONING BOARD

The Planning Board is still working on the **Comprehensive Plan**. **There is a meeting on January 26th at 6:00.**

Zoning – nothing new.

CODE ENFORCEMENT

Code Enforcer Steve Rafferty had no issues to report.

COURT AND TOWN CLERK MONTHLY FINANCIAL REPORTS

Councilman Morabito made a motion to accept the **Financial Reports** for the **Court and Town Clerk**. On a motion by Councilman Morabito seconded by Councilwoman Exley. All in favor.

Court Ticket Collections

November 2014 in the amount of \$58,127.00

| | |
|--------------------------|--------------------|
| <u>STATE of NY</u> | <u>\$47,446.00</u> |
| <u>Broome County</u> | <u>\$1,425.00</u> |
| <u>Town of Dickinson</u> | <u>\$9,186.00</u> |
| <u>Other</u> | <u>\$70.00</u> |

December 2014 in the amount of \$36,833.05

| | |
|--------------------------|--------------------|
| <u>STATE of NY</u> | <u>\$29,027.05</u> |
| <u>Broome County</u> | <u>\$65.00-</u> |
| <u>Town of Dickinson</u> | <u>\$7,531.00</u> |
| <u>Other</u> | <u>\$340.00</u> |

Town Clerk's Report

December 2014 in the amount of \$1,949.99:

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|---|-------------------|
| <u>NYSDOH</u> | <u>\$22.50</u> |
| <u>NYS Ag & Markets spay/Neuter program</u> | <u>\$37.00</u> |
| <u>State Comptroller</u> | <u>\$15.00</u> |
| <u>State Comptroller for Bingo Licenses</u> | <u>\$540.00</u> |
| <u>Supervisor Town of Dickinson</u> | <u>\$1,335.49</u> |

The meeting was adjourned on motion of Councilman Morabito and seconded by Councilman Burns at 6:55 PM.

Respectfully submitted,

Wanda R. Broczkowski
Town Clerk